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8 Attorneys for Plaintiff

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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA, } No. 11-71374 MAG
14 Plaintiff, }
15 v. } STIPULATION AND [PROPOSED]—
16 ERNEST ORTEGA, } ORDER EXCLUDING TIME
17 Defendant. } FROM DECEMBER 15, 2011 TO
JANUARY 26, 2012

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19 The parties request and stipulate that, pursuant to Federal Rule of Criminal Procedure
20 (FRCP) 5.1(d), the time limits set forth in FRCP 5.1(c), be tolled and waived from December 15,
21 2011 to January 26, 2012. The parties agree that – taking into account the public interest in
22 prompt disposition of criminal cases – good cause exists for this extension. Defendant also
23 agrees to toll and to waive for this period of time any time limits applicable under Title 18,
24 United States Code, Section 3161, for the effective preparation of both parties.

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STIP. AND PROP. ORDER RE: TIME EXCLUSIONS
11-71374 MAG

1 Undersigned defense counsel represents that he has spoken with his client, Mr. Ortega
2 and that Mr. Ortega agrees to the continuance and to time being tolled and waived as requested.

3 **IT IS SO STIPULATED.**

4 DATED: January 13, 2012

Respectfully submitted,

5 MELINDA HAAG
6 United States Attorney

7 By /s/
8 HEATHER M. MELTON
9 Special Assistant U.S. Attorney

10 DATED: January 13, 2012

11 BARRY PORTMAN
12 Federal Public Defender

13 By /s/
14 STEVEN KALAR
15 Attorney for Defendant ORTEGA

16 **IT IS SO ORDERED.**

17 DATED: January 23, 2012

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19 HON. ELIZABETH D. LAPORTE
20 United States Magistrate Judge